



City of NORFOLK

C: Dir., Emergency Preparedness and Response

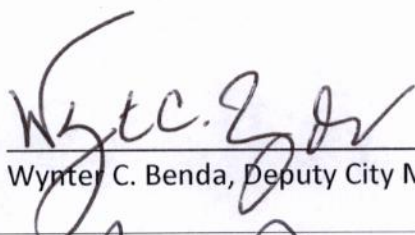
To the Honorable Council
City of Norfolk, Virginia

October 13, 2015

From: James A. Redick, Director,
Emergency Preparedness and Response

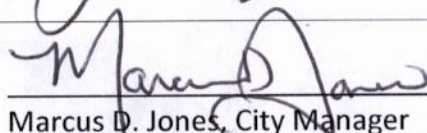
Subject: Resolution ratifying a Declaration of a Local State of Emergency made by the Director of Emergency Management for the City of Norfolk, Virginia, Pursuant to Virginia Code Section 44-146.21 Due to the Hazards and Damages of Hurricane Joaquin.

Reviewed:


Wynter C. Benda, Deputy City Manager

Ward/Superward: City-wide

Approved:


Marcus D. Jones, City Manager

Item Number:

R-18

I. **Recommendation:** Adopt Resolution

II. **Applicant:** City of Norfolk

III. **Description:**

This agenda item is a resolution ratifying a Declaration of a State of Local Emergency made by the Director of Emergency Management in accordance with Virginia Code 44-146.21 since Hurricane Joaquin was expected to cause damage to public beaches, public utilities, public buildings, public communication, public streets and roads, public drainage systems and commercial and residential buildings.

IV. **Analysis**

The attached resolution ratifies the Local Declaration of Emergency by the Mayor as Director of Emergency Management on September 30, 2015 to protect the lives and property of residents of the City of Norfolk from the serious threat posed by Hurricane Joaquin.

V. Financial Impact

The Local Declaration of Emergency makes the City of Norfolk eligible for FEMA reimbursement should a Presidential Disaster Declaration be made as a result of reimbursable cost associated with Hurricane Joaquin.

VI. Environmental

N/A

VII. Community Outreach/Notification

Public Notification for this agenda item was conducted through the City of Norfolk's agenda notification process.

VIII. Board/Commission Action

N/A

IX. Coordination/Outreach

This letter and resolution have been coordinated with the Department of Emergency Preparedness and Response and the City Attorney's Office.

Supporting Material from the Department of Emergency Preparedness and Response:

- Resolution
- Declaration of Local Emergency

9/20/15 sb

Form and Correctness Approval:

By

Office of the City Attorney

NORFOLK, VIRGINIA

Contents Approved:

By

DEPT.

Resolution

RESOLUTION RATIFYING A DECLARATION OF A STATE OF LOCAL EMERGENCY MADE BY THE DIRECTOR OF EMERGENCY MANAGEMENT FOR THE CITY OF NORFOLK, VIRGINIA, PURSUANT TO VIRGINIA CODE SECTION 44-146.21, DUE TO THE HAZARDS AND DAMAGES OF THE HURRICANE JOAQUIN.

- - -

WHEREAS, the National Weather Service recognized the danger to coastal residents of Virginia from the Hurricane Joaquin;

WHEREAS, Virginia Code Section 44-146.21 provides authority for a political subdivision such as the City of Norfolk to declare a State of Local Emergency and to waive the procedures and formalities otherwise required of political subdivisions by law pertaining to: (1) performance of public work and taking whatever action is necessary to ensure the health, safety, and welfare of the community; (2) entering into contracts; (3) incurring obligations; (4) employment of permanent and temporary workers; (5) utilization of volunteer workers; (6) rental of equipment; (7) acquisition and distribution, with or without compensation of supplies, materials and facilities; (8) levying of taxes; and (9) appropriation and expenditure of public funds; now, therefore,

BE IT RESOLVED by the Council of the City of Norfolk:

Section 1:- That the Norfolk City Council recognizes that the Hurricane Joaquin posed serious threats to the lives and property of

residents of the City of Norfolk, Virginia, and hereby ratifies the declaration of a State of Local Emergency made by the Director of Emergency Management for the City of Norfolk on September 30, 2015, for all territory within the legal boundaries of the City of Norfolk, Virginia.

Section 2:- That the Norfolk City Council hereby exercises its authority to take any actions necessary and permitted by Virginia Code Section 44-146.21 and waives the procedures and formalities required by law of a political subdivision, as provided in Virginia Code Section 44-146.21.

Section 3:- That the Norfolk City Council hereby declares that a State of Local Emergency remained in effect until October 5, 2015.

Section 4:- That this resolution shall be in effect from the date of its adoption.

**DECLARATION OF LOCAL EMERGENCY
CITY OF NORFOLK**

I, the undersigned, as Director of Emergency Management for the City of Norfolk, find the imminent threat of disastrous weather and flood conditions, serious and extensive property damage, and loss or interruption of vital City services posed by Hurricane Joaquin to be of sufficient severity and magnitude to warrant coordinated local government action to prevent or alleviate any potential damage, loss, hardship or suffering. Therefore, pursuant to Section 44-146.21 of the Code of Virginia, as amended, and pursuant to authorization and consent of the City Council, I hereby declare the existence of a Local Emergency in the City of Norfolk.

In accordance with this Declaration, the Office of Emergency Management and all other appropriate City agencies and employees are hereby vested with, and are authorized to carry out, all powers, duties and functions prescribed by State and local law, rules, regulations and plans as may be necessary to adequately and appropriately respond to said Local Emergency.



Director of Emergency Management for
the City of Norfolk



Date and Time